

1 I. NEEL CHATTERJEE (STATE BAR NO. 173985)
nchatterjee@orrick.com
2 MONTE M.F. COOPER (STATE BAR NO. 196746)
mcooper@orrick.com
3 THERESA A. SUTTON (STATE BAR NO. 211857)
tsutton@orrick.com
4 MORVARID METANAT (STATE BAR NO. 268228)
mmetanat@orrick.com
5 ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Marsh Road
6 Menlo Park, CA 94025
Telephone: 650-614-7400
7 Facsimile: 650-614-7401

8 Attorneys for Plaintiff
FACEBOOK, INC.
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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION
13

14 FACEBOOK, INC.,

15 Plaintiffs,

16 v.

17 POWER VENTURES, INC. a Cayman Island
Corporation,; STEVE VACHANI, an
18 individual; DOE 1, d/b/a POWER.COM,
19 DOES 2-25, inclusive,

20 Defendants.
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Case No. 5:08-cv-05780 JW

**DECLARATION OF MORVARID
METANAT IN SUPPORT OF
DEFENDANTS' ADMINISTRATIVE
MOTION FOR SEALING ORDER
PURSUANT TO CIVIL L.R. 79-5(D)**

Courtroom: 9, 19th Floor
Judge: Hon. James Ware

1 I, Morvarid Metanat, declare:

2 1. I am an attorney with the law firm of Orrick, Herrington & Sutcliffe LLP and
3 counsel for Plaintiff Facebook, Inc. I make this declaration in support of Defendants'
4 Administrative Motion for Sealing Order Pursuant to Civil L.R. 79-5(d), in connection with: 1)
5 Defendants' Opposition to Facebook, Inc.'s Motion for Partial Summary Judgment on Count 1;
6 and 2) Defendants' Opposition to Facebook, Inc.'s Motion for Partial Summary Judgment on
7 Counts 2 and 3. Facebook seeks to File under Seal portions of Defendants' Oppositions that
8 make reference to the Declaration of Ryan McGeehan in Support of Facebook's Motion for
9 Partial Summary Judgment on Count 1 ("McGeehan Decl.").

10 2. Facebook has designated the McGeehan Declaration as "HIGHLY-
11 CONFIDENTIAL-ATTORNEYS' EYES ONLY" pursuant to the Parties' Protective Order, dated
12 February 4, 2011 (Dkt. No. 95). The McGeehan Declaration discusses Facebook's internal
13 infrastructure in responding to attacks on Facebook's systems and servers, including the security
14 and privacy-based technical measures implemented by Facebook to prevent such attacks. This
15 security information is highly sensitive and Facebook may suffer irreparable harm if this
16 information is not protected from disclosure through public filing. Specifically, public disclosure
17 of Facebook's technical and security measures implemented to prevent attacks on Facebook
18 would be potentially informative to third parties who wish to circumvent such measures, putting
19 Facebook at significant risk for future, pervasive attacks. Facebook requests that the Defendants
20 Oppositions to Facebook's Motions for Summary Judgment be redacted to the extent Defendants
21 cite to or refer to any portions of the McGeehan Declaration in their Oppositions to Facebook's
22 motions for summary judgment.

23 3. On November 28, 2011, the Court granted Facebook's Motion to Seal the
24 Declaration of Ryan McGeehan in Support of Facebook's Motion for Partial Summary Judgment
25 on Count 1, and thus, all excerpts from, and references to, the McGeehan Declaration should be
26 filed under seal. *See* Dkt. No. 182.

27 4. Facebook, therefore, requests that the following portions of Defendants'
28 Oppositions be redacted for good cause:

1 (A) The following portions of Defendants' Opposition to Facebook's Motion for
2 Partial Summary Judgment on Count 1 shall be redacted:

- 3 • Page 15, Lines 20-22, beginning with "As" through "them."

4 (B) The following portions of Defendants' Opposition to Facebook's Motion for
5 Partial Summary Judgment on Counts 2 and 3 shall be filed under seal:

- 6 • Page 11, Lines 12-14, beginning with "and" through "then."
7 • Page 11, Lines 16-18, beginning with "Mr. McGeehan" through "Use."
8 • Page 11, Line 19, beginning at "identify" through "goodwill."

9 I declare under penalty of perjury under the laws of the United States that the foregoing is
10 true and correct.

11 Executed this 13th day of December, 2011 at Menlo Park, California.

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13 /s/ Morvarid Metanat /s/
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